

Regular meeting of the City Council  
Austin, Texas, Oct 15<sup>th</sup> 1906

Hon W.D. Shelley Mayor, presiding  
Roll called  
Present Aldermen Armstrong, Crooker, Limes, Haynes  
Miller, Moore, Petri, Powell, Redd, Scott, Smith  
Von Rosenberg, Wilhelm 13  
Absent Alderman Macker 1

On motion the minutes were approved as recorded by the clerk without reading.

Petitions, Memorials etc

Petitions etc  
of Goica to  
complete  
owning

By Alderman Limes - Petition of J. Goica for permission to complete owning to building on Congress Avenue - Read and on motion the petition was granted.

Reports City  
Officers

Reports of City Officers

The Mayor laid before the Council the reports of the Treasurer and Marshal for the month of Sept 1906, which were referred to their appropriate committees without reading.

Reports City  
Committees

Reports of Standing Committees

Alderman Haynes for the Finance Committee to whom was referred the reports of the City Treasurer for the months of July & August 1906, and the City Assessor & Clerk for the months of July August & Sept 1906, presented a report stating that same had been examined and checked and found correct. On motion the report was adopted.

Finance  
Officers reports

ERA  
Pet. Re. Dinnon

Alderman Petri for the Claims & accounts Committee to whom was referred the petition of A.S. Dinnon, asking a correction of assessment for taxes, presented a report recommending that the petition be granted. On motion the report was adopted.

Clerkery  
Report Sexton

Alderman Wilhelm for the Clerks Committee to whom was referred the report of the Sexton for the month of Sept 1906, presented a report stating that same had been examined and found correct. On motion the report was adopted.

Unfinished business

Mayor's Veto  
Message on  
Recording Tax  
decs

The Mayor laid before the Council the following Veto message, which was read -

Austin, Texas Oct 13, 1906

To the Honorable City Council:

Gentlemen:  
I return you herewith, without my approval, a resolution passed at the adjourned session of the City Council, held October 11<sup>th</sup> 1906, which reads as follows:

"Whereas there are now in the possession of the City Authorities, numerous unrecorded deeds to property owned by the City; the same having been purchased by the City at tax sales of such property for taxes, and whereas it is necessary to have said deeds recorded. Now, therefore be it resolved by the City Council of the City of Austin, that the City Attorney be and he is hereby authorized to enter into negotiations for the recording of said deeds and have the same recorded when necessary; for the following reasons: First, a judgment lien in the District Court against property sold for taxes is sufficient to put the taxpayer upon notice that the City holds a lien against his property for taxes and the prospective purchaser of said property that he does not obtain a title free from encumbrance. The recording of a tax deed is an additional cost to the taxpayer when he redeems property sold under judgment of Court for taxes. Third, it will be necessary for the Assessor and Collector of taxes to keep a separate account of fees paid for the recording of deeds; thus increasing his duties. Fourth, the purpose of the City in the institution of suits for taxes, is to collect the amount due at the least cost to the taxpayer and I can see no reason for the increase of the burden or cost to the property holder who may now be or hereafter become delinquent in the payment of his taxes.

It must be admitted, by the City Council that the burden of taxation has been, in many instances, all the taxpayer can bear and I am convinced that the resolution above quoted was passed by the Council without due consideration.

Respectfully,  
W. D. Shelley, Mayor

Alderman Crooker moved to reconsider the vote by which the resolution was passed by the Council which motion prevailed.

Alderman Crooker then moved that the resolution now pass notwithstanding the Mayor's objection, which motion was lost by the following vote: Yeas Aldermen Hancock, Hayes, Potts, Smith and Palmer. Nays Aldermen Armstrong, Crooker, Miller, Moore, Powers, Reed, Smith, Tomlinson, Wrenn. 8

New Business

Alderman Smith offered the following resolution which, received with the permission of the Mayor, was read at each meeting of the Council in a public hall and delays in subdivision known as the Shaw Branch

Veto sustained

Resolution to resolve grant to public office

be and is hereby revoked unless all abutting property owners on said streets and alleys unanimously agree to closing of same.

On motion of Alderman Moore the resolution was laid on the table.

St & C R R Co to grade street

Alderman Moore offered the following resolution Whereas, the crossing of the St & C R R Co on Attorney St between fourth and fifth Sts is a st. that should be graded by the St & C R R Co, as per a former resolution, for the reason that it is now utterly impassable and further that by reason of said st being impassable East Austin Horse Company cannot make a direct run to a large territory in 7<sup>th</sup> ward thereby endangering a large amount of property.

Be it resolved by the City Council of the City of Austin that the City Attorney is hereby instructed to take such legal proceedings as may be required to require the said R R Co to properly grade said Attorney St at points above mentioned.

Alderman Lueder offered the following Amendment & move to amend that the City Street Committee and City Engineer be instructed to give the St & C R R Co (if necessary) new grades and be empowered to give notice to said R R Co (if necessary) to proceed at once with the proper improvements.

On motion the resolution with the amendment proposed were referred to the Street Committee with instructions to report at the next meeting of the Council.

Alderman Moore offered the following resolution which was read and adopted.

Resolution Telephone at reduced rates

Be it resolved by the City Council of the City of Austin that the Telephone Company's of the City of Austin are hereby requested to furnish to all officials Phones at the reduced rates as agreed.

By Alderman Armstrong resolution remitting the fine and costs assessed against Geo Washington in the Recorder Court.

Fine Geo Washington remitted.

Alderman Macken entered the Council Chamber A motion was made to adopt the resolution remitting the fine against Geo Washington, which motion prevailed by the following vote.

Yeas Aldermen Armstrong, Crocker, Lueder, Ellison, Moore, Patz, Powell, Carl, Scott, Smith, Von Rosenberg, Stahlman, 9 - Nays Aldermen Wagner & Macken 2

Dale Ordinance 1st

By Alderman Wilhelm an Ordinance providing for the use and sale by the City of certain property in what is known as the old Cemetery of the City of Austin.

The ordinance was read the first time and passed.

under suspension of the rules by the following Vote  
Yeas Aldermen Armstrong Crocker Cuneo Haynes  
Macken Miller Moore Petri Powell Radd Scott Smith  
Von Rosenberg & Wilhelm 14  
Nays None

Driving through  
Cemetery prohibited

By Alderman Wilhelm An ordinance prohibiting the use  
of the streets within the Cemetery of the City of Austin for  
any other purpose than business connected with the  
Cemetery

The Ordinance was read the first time and passed  
under suspension of the rules by the following Vote  
Yeas Aldermen Armstrong Crocker Cuneo Haynes  
Miller Petri Powell Radd Scott Von Rosenberg & Wilhelm 11  
Nays Aldermen Macken Moore & Smith 3

apptd apes.

By Alderman Haynes An ordinance appropriating  
the sum of \$1458.00 for the purpose of paying approved  
accounts - The ordinance was read the first time  
and passed under suspension of the rules by the following Vote  
Yeas Aldermen Armstrong Crocker Cuneo Haynes  
Macken Miller Moore Petri Powell Radd Scott Smith  
Von Rosenberg & Wilhelm 14  
Nays None

Mayor instructed  
to purchase wood  
for the Charity

Alderman Moore offered the following resolution  
which was read and adopted  
Be it resolved by the City Council of the City of Austin  
that the Mayor is hereby instructed to purchase  
2 Cars of wood for the Charity

On Motion the Council adjourned

Geo Johnson  
City Clerk